Previous references

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19 .

Serial Nos. 1 - 4

(Municipal)

Later references

Ind 16 / 7 / 12 Sh 1 - 2

Mys 69 / 7 / 12 Sh 1 - 2

69 / 13 B Judy 14 (28 & 52)

Mysl 69 - 13 6 & 7 - 69

Ind 69-14 (51 57)

Ind 153 - 158 B 14 & 13 Dec 1915

GENERAL AND REVENUE SECRETARIAT.

Ind 56 - 20 (53 - 58)

Serial Nos 1 - 4.

Part B for August , 1912

SUBJECT

Rules for the appointment and constitution of the Managing Committee in the Bangalore City Municipality

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1 From the Presidt, Bangalore city Munl Council, no 49 & 29 & 11: submits for sanction a set of draft rules for the appointment and constitution of the managing Committee as approved by the Munl. Council

2 To Do, no. 9118 & 29 & 12. states that for certain reasons it is necessary to revise the draft rules submitted by him and forwards the revised draft rules with the request that the opinion of the Munl Council thereon may be obtained and forwarded to Govt

3. From Do, no 4 & 11 & 12. submits a copy of the resolution of the Munl Council dated the 29th June 1912 deciding to adopt the rules as modified by Govt

G.R.S. 58

4. To Do, no 1349 & 12 & 12 Sanctions the rules framed

G R.S 11] 1910. 11

GENERAL AND REVENUE SECRETARIAT

(Municipal)

NOTES.

111

File No. 11

File Heading

Rules for the appointment and constitution of the Managing Committee in the Bangalore City Municipality

From The President of the Bangalore City Municipal Council

No 49 Dated 29-8-1911 Received 1-9-1911

Diary No 1261 | Enclos 2 Spare Copies | Serial No 1

Brief Abstract of Letter.

Submits for sanction a draft of Rules for the appointment and constitution of the Managing Committee as approved by the Municipal Council at the meeting held on the 14th July 1911

NOTES AND ORDERS

In the resolution it is said that the rules approved by the Managing Committee were discussed and passed with alterations A copy of these may be called for for reference Draft

Forms—First sheet

GPB—15,000—21-1-09

G. R. S. 12]
General and Revenue Secretariat

Mysl File No. 111 of 1911

Serial No.

Draft letter to Advd for appl or Mem Orders
HMK 80
6 9 1911 2 The rules sent to us may be considered
Please scrutinise them
9 9 11 Jlw

3. The following remarks are submitted for consideration.

Rule 2. It appears that there will be no harm in omitting this rule. Vide Sec 36(4) of the Mysore Regn.

may remain
HMK 26/9/11

Rule 3. The first portion of this rule may well be omitted. Please see Secs 33 (1) & 34 (1) of the Mysore Regn.

Rule 4 (2). This seems to be unnecessary. Please see Sec 34 (1).

Rule 10. The Sec 35 prescribes the procedure by Civil Court. H.

Note—Contin. sheet.

GPB—50,000—12-8-10

G R. S 12]
General and Revenue Secretariat

File No. 111 of 1911

Serial No.

It is provided for in the that a written proposition may be circulated for the observation and vote of the members of the Committee whenever it appears to the Chairman unnecessary to convene a meeting - Special and emergent cases are not mentioned in the section. The rule may be omitted unless it is considered as supplementary to the provision of the law above quoted.

Rule 11. Under Sec 36 (2), In every order passed by a managing Committee is subject to the review of and open to appeal to, the Municipal Council

Rules 17 & 18. These rules seem to be out of place here. It is doubtful if Councillors appointed as Auditors can receive any remuneration for the audit work. There is no section of the Municipal Regn which allows of the payment of fees or honoraria to Councillors for

Note—Contin. sheet.

G F S. 12]
General and Revenue Secretariat.

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Serial No.

R

for their services In this connection please see para 2 of rule 17 appended on page 5 of the Rules of the Darwan Municipal Council. It should be inserted that if municipal Councillors are appointed Auditors they shall not be on the managing Committee.

Rule 23. It is not clear from the rule who has to prepare the budget estimate.

Rule 29. The necessity for this rule is not apparent Once all the accounts of income and expenditure maintained by the Municipal Council both be audited by the Auditors or Auditor.

Rule 33. At present all remissions are sanctioned by the Govt on the recommendation of the Municl Council It may be desirable that this practice continues for some time longer till the Govt are

Note—Contin sheet

GPB—30,000—12-8-10

Serial No.

the managing Committee shall consist of the President and the Vice President and seven other Councillors - It may be considered whether in the same way, the Senior Vice President and the Health officer or at least the Senior Vice President alone may not be made ex-officio member of the Committee, the other seven or eight, as the case may be, being elected by the Councillors

I am however doubtful if the Karachi rule is not ultra vires. See 27 says that the members are to be 'elected'.

cfs 29/3/12

6 The portion of this rule in regard to the powers reserved to the Municipal Council seems to be taken from Bo's model Rules. (Cf Rule 49). In saying to further restrict the powers of the managing Committee than Bo's Rule 49 does, the Municipal Council seems to have gone astray - Sec 54 (2), of the Bo Mu Act has nothing to do with the powers of a Municipal Council - Sections 54 and 55 define the obligatory

Note—Contin sheet.

Serial No.

and special duties of municipal Councils for which reasonable provision should be made - It is not understood why these sections are inserted in the proposed rule - Then again whole chapters VII, VIII, XI, XII and XIII and sections wholesale 96 to 160, 161 to 164 and 166 to 168 are inserted as sections the powers under which are reserved - This will not do - Perhaps it is already observed some of these sections do not relate to any power of the municipal Council - The particular sections the powers under which are reserved should be specifically stated It is also a question whether such large reservations are necessary and whether they do not detract from the usefulness of the Committee and make it a nominal one - The power [illegible] of the

G. R S. 12]
eneral and Revenue Secretariat.

Serial No.

Regulations to compromise suits and claims and to make compensation out of the municipal fund is one of the powers reserved to the municipal Council in model Rule 4 9 but it is somehow omitted in the proposed rule -

7 Rule 4 (1) This seems to be inconsistent with the provision contained in section 34, sub section (3) of the Regulation - In regard to meetings of municipal Councils, there is a provision in section 26 sub section (7) similar to that in the proposed rule But in regard to committee meetings section 34 (3) provides makes the quorum absolutely necessary for conducting any business ~~there~~ thereat - The whole of Rule 4 may, it seems, be struck off - What is contained in Rule 4 (2) is provided for in the Regulation itself (Vide section 34 (1)).

8 Rules 6, and 7 and 8 These rules provide for the election of Supernumerary members to

Over— Contin. sheet

GPB—20,000—12-9-10

Serial No.

the Managing Committee and the filling up of vacancies by such members when they occur - This provision seems unnecessary - Section 32 of the Regulation provides that a vacancy shall as soon as possible be filled up - The electorate being the Municipal Councillors, there is not likely to be any difficulty or delay in filling up a vacancy after it actually occurs - The provision is taken from the Karachi Rules - There is no such provision in the Poona Rules -

c/ Rule 7 The words "and any member notifying his inability to attend for an indefinite period" occurring ~~after~~ in Karachi Rule 5 after the words "his inability to attend for a definite period" in the pebble line, are omitted in the proposed rule - The reason for the omission is

GPB—20,00—12-6-10

G R.S 12]
General and Revenue Secretariat

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not apparent -

10 As under the proposed rule (1), a managing Committee is appointed for each official year, it may be considered whether it is not desirable to have a rule similar to Govt's Model Rule 61 as to when appointments to the Committee should be made in order to prevent the occurrence of an interval in which there is no managing Committee

11 Rule 13 In regard to works, the present practice seems to be that all ~~annual~~ proposals for ~~annual~~ works and the estimates for the same are placed before the municipal Council and their sanction obtained. The proposed rule introduces a change in this practice and gives power to the managing Committee to order the execution of any work which does not

Note—Contin. sheet.

GPB—50,00—12-6-10

Serial No.

involve an expenditure of more than Rs 200 - In the case of emergent works, power may be given to the Managing Committee and it is a question whether in the case of works generally, the power to sanction them, whatever may be their cost, may not be reserved to the Municipal Council - Then again it is a question whether the Chairman of the Managing Committee should have power to order the execution of any emergent work which does not cost more than Rs 50 - Such works will be rare . The Managing Committee meets frequently and there are facilities for the Chairman obtaining the opinions of the members by circulation of the papers in the manner laid down in section 36 of the Regulations. It seems to be enough if power is given to the Managing Committee to order the execution

Serial No.

of emergent works estimated to cost not more than Rs 200 - If this rule be modified, Rule 1 also has to be suitably modified -

12 Rule 17 - This rule provides for the election of one or two auditors, preferably among the councillors, and for the payment of remuneration to them. The payment of any remuneration or honorarium to Councillors as such does not seem to be allowed by the Regulations (Vide Cummings Bombay District Municipal Manual page 124) - It is a question whether the audit work which the Bangalore City Municipal Councillors have now been doing is of such a nature as to require any special remuneration therefor, even if it be regarded that it is an additional work thrown on them, not in their capacity as Councillors, for doing which remuneration is authorised to be paid under section 170 of the Regulations. The corresponding Karachi rule

GPB—50,000—12-8-16

Serial No.

1h provedes for the appointment of an auditor under sec: 46(b)(iii) and for the payment of re-muneration to him - he is a servant of the Municipal Cl. (a trained man perhaps) and is not elected preferably from among the Councillors. The Councillors appointed to audit accounts do not now receive any remuneration for their work - Then again, they are appointed for each quarter and not for a year as in the proposed rule - The present practice seems to require no change especially as a Local Audit Department has been organized by which the accounts will be thoroughly examined -

13 Rule 18 The auditor is required to maintain a concurrent audit of income and expenditure - The exact significance of the words "concurrent audit" is not clear The duties devolving on him

Note—Contin sheet.

Serial No.

according to this rule are onerous and if they are satisfactorily discharged, another Govt. auditor seems to be hardly necessary The ideal may however be kept in view -

14. clause (7) - According to the last sentence, the auditor should prepare any account or return that may be called for by the managing Committee This seems to be more than what the Councillor auditors can do -

15. clause (8) - The words "and accounts that have been audited by him" seem to be omitted after the word "bills" in the first line -

16 As regards Rules 17 and 18, the Comptroller ~~and Accounts~~ the may be consulted -

17. Rule 19 - In this and the following rules 21, 22, 26, 28 and 32, the word "Chairman" is substituted for the words "Chief Officer" in the corresponding Madras rules - It is the Senior

Note—Contn sheet.

Serial No.

Vice President that gets the accounts, statements, lists &c referred to in some of these rules prepared and it is not clear why the word "Chairman" ~~was~~ is used instead of the words "Senior Vice President". If a surmise may be made, the Municipal Council do not perhaps intend to have a Senior Vice President. The rules should however be consistent with the existing constitution of the Municipality and its mode of working - According to the proposed constitution of the managing Committee, the Senior Vice President may not be a member of the Committee and it may not be possible for the Chairman to get the accounts &c prepared without the help of the former who has the establishment of Clerks &c under his control -

18. Rule 23 In the corresponding Karachi Rule 23, the first sentence

GPB—50,000—23-6-10

G. R. S. 12]
General and Revenue Secretariat

MC. File No. 111 of 19 11

Serial No.

s as follows:- " The Chief Officer shall ~~by~~ each year prepare a budget estimate of income and expenditure for the official year following, for submission to the managing Committee by 20th Jan". Why the same has not been copied and why it has been altered is not apparent. The ~~alteration~~ alteration ~~has~~ is not been happy.

19 Rule 24 - It is attempted to include in this rule by the addition of the words " and circulate among all the municipal Councillors " the substance of Karachi Rule 55. This again ~~has~~ is not been happy.

20 Rule 25 In clause (1), the words " for completion " which do not occur in the corresponding Poona Rule may well be omitted.

21 Rule 27 This is taken from Poona Rule 15 and does not seem to suitably apply to our municipality (Please compare the Poona rule)

Note -Contd sheet.

GTB—50,000—12-6-10

G R. 8 12]
General and Revenue Secretariat.

Ms File No. (11 of 19 11

Serial No.

22 Rule 28 - The first of the duties enumerated in this rule properly belongs to the Chairman The other duties are those of the Senior Vice President -

23 Rule 31 - This does not seem to be consistent with Rule 1 supra - Under section 164 of the Regn, a suit may be filed in lieu of proceeding by distress and sale &c But this is one of the powers specially reserved to the municipal Council The sanction of the managing committee is not therefore sufficient or material -

24 Rule 32 The word "Chairman" should be "President" -

25 Rule 33 According to the present practice, the sanction of Govt should be obtained for writing off arrears of taxes however small

26. The rules seem to require a thorough revision and they may be returned to the Municipality for reconsideration

Note—Contd sheet.

237

G. R. S. 12]
General and Revenue Secretariat.

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Serial No.

reversing them or for satisfactorily explaining the points noticed above.

Secy) 28 11-11 Delhi

Keep this Secy's return from Delhi
28/11/11

27 Please send to Audtsey II (who has been auditing the Munt audts) for favour of remarks re the rule about auditors.

Offg
8/2/12

28 Forwarded to the Asst Secretary Br II

8 2-12 Delhi

29 Submitted
N.36
9/2/1912
10.21

30 Audtsy requires one or more auditors who are elected preferably from among the Councillors of same remuneration if them. The auditors shd work under the general control of the managing Committee and under the orders of the President Rule 18 requires the auditors to have a Concurrent audit and person undertaking the work of the one of them

31 At the outset it may be stated that

Note—Contin sheet.

GPB—50,000—12-6-10

G R. S 12]
General and Revenue Secretariat.

File No. /// of 19 //

Serial No.

Rule 18 is a Counsel of perfection & every auditor but it is impossible to expect laymen to do all the work specified & under the auditor happens to be a learned man the results of the work would have disastrous. Rule 17 that is open to more objection than one. First selection would from amongst the councillors. & there are laymen they cannot do the work satisfactorily and the accounts scrutinised by such persons cannot be accepted as conclusive. Then as regards part of any councillor does the work mentioned in Rule 18 it practically means that he has to be paid and pass himself. To do this would mean that the auditor has to keep up a regular office & do this in addition to his work incidentally it would involve questions about the relations of the existing & retired staff in the municipality. Lastly comes the question of subordination the auditor is subject to the control of the managing committee & would under the orders of the Council both this is fundamentally wrong. & the managing committee & the president are spending public money & the auditor should have to audit & they are subordinate & the duty

Note—Contn. sheet.

663

Serial No.

body whose accounts will have the option to have no independent audit at all.

32 However all know that we have got a local Govt Department & it would be desirable to audit locally the accounts of Municipalities & Dist Boards also if necessary. And the Public Servants Commission may be consulted that in which Govt Municipalities in fact Civil have been given the power of their accounts audited & Govt accounts audited. Mine Article 11 for accept and then rules have been taken here, but here, as except Revenue provide for the audit, there is no necessity for the Govt to have anything to do with auditing and accounts

L. 11.2.12

33 for VP

34 Secy) 15-2-12

35 ~~Draft~~ Revised

35. A copy of the revised rules with a draft order is invited

P 3-12

Note—Contin. sheet.

1-4-12 [illegible] 50,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

Mf File No. 111 of 1911

Serial No.

36 A draft order and a copy of the rules revised in accordance with the Secretary's instructions are put up - The Rules sent up by the Municipal Council followed the Karachi Rules mostly and were unsuited in some respects as explained in the foregoing notes - Some of them related to the executive functions of the Chief Officer and some to auditors - They had nothing to do with the Managing Committee or their powers and duties and have consequently been omitted in the revised rules The others have been recast with reference to Orr's model Rules -

Secy) 3-4-12 Hill

37 On going through the draft rules carefully with the Asst Secy it was found that the draft sent by the Municipality was a collection of rules some taken from the Poona rules some from the Karachi rules & some from Orr's model rules. It was found that several of the Karachi rules relating to the functions

Note—Contin sheet

GPS—30,000—12-8-10

G. R. S. 12]
General and Revenue Secretariat.

hl File No. 84 of 1911

Serial No

of a Chief Officer (the executive head of the municipality) had been borrowed, the words 'chairman' being substituted for the words 'Chief Officer'. Similarly a number of rules relating to the work of a professional paid auditor (something like a municipal comptroller) were borrowed & the functions vested in Government lay municipal-councillor-auditors, who were to be paid for their services & who were to be subordinate to the President! This jumble of ill-assorted terms has therefore had to be revised & recast very considerably & the result is the draft now put up.

2nd C)

CSB
4/4/12

JCW
4-4-12

38 Draft G.O and draft rules approved by the 2nd Ct 8/4/12
P.T.

39 Subs to Dewan also being an important matter.

7/6
10/4/12

40 The rules proposed may be approved - Circulate to Members of Board

CSB
10/4/12

JCW
10/4/12

Note:- Contin sheet

G. R. S. 12]
General and Revenue Secretariat.

Jud File No. 214 of 1912

Serial No.

41 Subs to Sec

27/4/12

27/4/12

346.

42 I think the rules are all right as revised But as some important changes have been made, is it not necessary to refer the revised draft to the Municipal Council again, as under s 46, it is to the Council that makes the rules & Govt has only to approve of them.

43 If however this is not usual or necessary, the rules may be approved.

29/4/12

31/4/12

P. J. O

Office note to be on the (first) page of the proceedings paper

31/4/12

Subs. Normally the revised rules, as they have now come to the Jud Secretariat, before they are published in the Gazette.

1.5.1912.

Note—Contin sheet

1261 24

G K. S 12]

General and Revenue Secretariat | Rel File No. 1111 of 1911

Serial No.	
	43. The revised rules may be sent to the municipal council for remarks, if any, before ~~finally~~ sanctioning them Secy) 6 5 12 Mee
	44. Yes - Please issue application draft as proposed 8/5/12
	45 Put up draft 7 5 12 Mee
	46 Draft of a letter is submitted 7 5 1912 D 2nd (RL) 11. 5. 12 Mee
	Seq (42+7) Draft approved by 2nd Cl 16/5/12
	48) Issue 17 5 12 Mee
2	49) To the President, Municipal Council, Bangalore city. No 9118 & 29 5-1912 State that for certain reasons it was necessary to revise the draft

Note—Contn. sheet.

GPB—20,000—20-1-13

G R. S 12]

General and Revenue Secretariat

Ml File No. 111 of 1917

Serial No	
	Draft rules submitted by them and forwards also the revised draft rules with the request that the opinion of the Municipal Council thereon may be obtained & forwarded to Govt.
3	50) From the President Municipal Council Bangalore city No. 7 d 11 7 12 (D 32 S) Submits a copy of the resolution of the Municipal Council dated the 29th June 1912 deciding to adopt the rules as modified by Govt.
	51). Hob copy of the rules sent for the information of the Municipal Council has not been returned As the Municipal Council have proposed no alterations, draft approving the rules is submitted for orders.
	TS 69
	19/7/1912
	52. The rules have been approved by the Dewan & the Councillors The Municipal Council have agreed to the modifications Suggested by Govt Draft ord sanctioning the rules is submitted for approval
	Sec H)
	53. Dft 2nd Commissioner

NOTE--Contn. sheet.

22-7

23/7/17

GPS—20,000—20-1-19

R. S. 12]

General and Revenue Secretariat | Jud File No. 111 of 1911

Serial No

54) Draft appd by the 2nd Rep
R.S. 27.7.12

53) 13/8
Issue
R.S. 1.8.12

56) The foot-note to Rule 1(a) of the rules was put up as directed by the Dewan on the margin of the draft rules. The Secretary has on the foot-note recorded the following order
"I presume this is not intended to be printed as part of the Rules" (Sd) K.R.S

57) Submitted for orders as to whether a copy of the foot note may be sent to the President who may print it, if it is sent to him.
TJ 6/9
5/8/12

58) From the Dewans remarks in the margin of the draft rules, it seems

N

Hay N

Note—Contra. check.

325

R. S. 12]

General and Revenue Secretariat | Mil File No. 111 of 1911

Serial No

that it was his intention that the footnote should form part of the rules. Therefore the footnote also may be sent to the Press for being printed along with the rules as footnote to rule 1 (a).

59) yes. this may be done

Asst 6 8 12

(Seal)

b) The order may now be issued

Asst 7 8 12

4 To the President of the Mil Council Bangalore City No 1349 d 12.8.12. Sanctioning the rules framed by the said Council for the Constitution of the Managing Committee.

Notes—Comin. check.

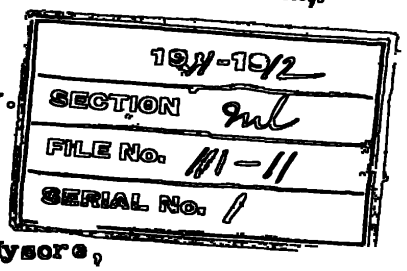
No. 49
Encls. Two

Office of the Municipal Council,
Bangalore City, 29th August 1911.

DIARY No. 1261

From

The President, Municipal Council,
Bangalore City.



To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments, Bangalore.

Sir,

I have the honour to submit herewith in favour of sanction a set of draft Rules for the appointment and constitution of the Managing Committee as approved by the Municipal Council at its Meeting held on the 14th July last (Copy of the Resolution enclosed).

I have the honour to be
Sir,
Your most obedient servant,

President.

1911 / 1911 1911-12
~~180~~

From
The President Municipal Council,
Bangalore City.

To The Secretary to the
Government of Mysore,
General and Revenue Depts.
Dated 29th
Despatched 30th August 1911 Bangalore
Received
General No 49
No

Enclosures No 2

Submitting for sanction a set of draft rules for the appointment and constitution of the Managing Committee as approved by the Municipal Council

Encl to Govt III-11 Cl1.

BANGALORE CITY MUNICIPALITY.

The following Rules are framed under Section 46 (a) (b) & (c) of the Mysore Municipal Regulation, VII of 1906, for the appointment and constitution of the Managing Committee and the conduct of business of -the Bangalore City Municipality by the said Committee.

1. A Managing Committee composed of nine members shall be nominated by election by the Municipal Councillors for each official year and all powers of the Municipality connected with the ordinary administration other than those noted below may be exercised by the Managing Committee to such an extent as may not be inconsistent with the Municipal Regulation, VII of 1906.

(a) Powers under Sections 23,27,28,29,30,31, 33(2), 36(1),37,39,40(4),46,47,48,53, 57, Chapters VII and VIII 96 to 160,161 to 164,166 to 168 and Chapters XI, XII and XIII.

(b) Power to sanction plans and estimates for works involving an expenditure of more than Rs. 200 or requiring more than one year for execution.

2. Every delegation of the Municipal Council functions, powers or duties to the Committee, shall be deemed to be made subject to the general control of the Municipal Council.

3. If the Vice President is on the Committee, he shall be the Chairman of such Committee. In his absence from any meeting, the members present shall call one of their number to the chair. The Chairman

shall

shall always have a casting vote. The President of the Municipality may attend any meeting of the Managing Committee, and, when present, shall take the chair ex-officio.

4. (1) If, at a meeting, the quorum is not present, the meeting shall be adjourned to some other day not more than seven days distant, and the business shall be transacted at the adjourned meeting whether there be a quorum present or not, and if at the adjourned meeting no member be present, the Chairman of the Committee shall be competent to pass final orders on any question pending before the Committee, subject to confirmation by the Municipal Council.

(2) If a quorum be present, then--

(a) every question at a meeting shall be determined by a majority of votes of the members present,

(b) in case of an equal division of votes, the Chairman shall have a casting vote.

5. The Rules relating to the conduct of business at the general Municipal meetings shall mutatis mutandis apply to the Managing Committee's meetings.

6. At each election, there shall be further elected as many supernumerary members to fill up vacancies, as hereinafter provided, as the Municipality at such election may consider necessary. The names of such supernumerary members shall be entered on the list in order of the votes recorded in their favor at such elections, so that a member who has the highest number of votes recorded in his favor shall have his name entered first in the list, and the member who has the lowest number of votes recorded in his favor shall have his name entered last on the list.

7. Any member of the Managing Committee absent from three successive meetings of the Committee, except in case of illness or of his previously notifying to the Managing Committee verbally, or in writing, his inability to attend for a definite period, shall be considered by the Managing Committee, at their opinion, to have vacated his seat on the Committee permanently for the year. Such vacancy, or vacancy caused by death or retirement, shall be filled up permanently for the year from amongst one of the supernumerary members elected under Rule 6, the member whose name stands first on the list filling the first vacancy, and so on in succession downwards for after-vacancies, whether such supernumerary member be at the time holding a temporary appointment or not. In the case of a member of the Managing Committee notifying his inability to attend the meetings of the Committee for a definite period, he shall be deemed to have vacated his seat temporarily, and such vacancy shall be filled up in the same manner as hereinbefore provided, but only as a temporary measure

8. A supernumerary member holding temporary office on the Committee shall, on return to duty of the member for whom he had been acting, cease to act, and revert to the rank of the Supernumeraries, but he shall be eligible for re-appointment when occasion arises as a temporary or permanent member, as the case may be.

9. The Managing Committee shall meet once a week, on a day and hour to be fixed by the said Committee for the transaction of business connected with the affairs of the Municipality.

10. In special or emergent cases the Chairman may obtain orders of the Managing Committee by circulation of papers.

11. A Resolution once arrived at by the Managing Committee by the Managing Committee shall not be cancelled or altered at any subsequent Meeting of the Managaing Committee within the next three months, unless two-thirds of the members of the Managing Committee are in favor of such cancellation or alteration and, in that case, the grounds for such cancellation or alteration shall be recorded in the minutes. If the members in favor of the cancellation or alteration constitute a majority but not two-thirds of the members of the Managing Committee, the matter shall be referred to the Municipal Council for disposal, and all actions on the previous resolution shall be suspended pending the decision of the Council.

12. The minutes of the Managing Committee for each quarter shall be laid before the next ordinary general meeting of the Council for information.

13. It shall be the duty of the Managing Committee to direct in what order or at what time the works sanctioned by the Municipality shall be proceeded with. They may also themselves order the execution of any work which does not involve an expenditure of more than Rs. 200 and likewise the Chairman may also himself order the execution of any emergent work which does not involve an expenditure of more than Rs. 50 provided the state of the Municipal funds admit of it without interference with the works already sanctioned by the Municipality. All expenditure incurred under the provisions of this rule by the Managing Committee shall be reported to the Municipality at their next general meeting. Similarly, the

expenditure incurred by the Chairman shall be reported to the Managing Committee at their next meeting.

14. Except as provided in the above Rule, no works shall be undertaken or commenced by the Managing Committee without the previous sanction of the Municipal Council.

15. The Chairman shall prepare an abstract of the business to be transacted at each meeting of the Managing Committee, and shall send a copy to each member at least one day before the meeting. No business other than that entered in the Chairman's abstract shall be disposed of at any meeting, except with the consent of at least three members present at such meeting.

16. Copies of the minutes of the Managing Committee shall be sent to the members of the Managing Committee at least one day before the next following meeting. The minutes as submitted may, if necessary, be corrected at this meeting so as to make clear the sense of the original resolution.

17. There shall be one or two Auditors of accounts-preferably among the Councillors who shall be elected for each year simultaneously with the formation of the Managing Committee, and the remuneration of such auditors shall be fixed by the Council. The Auditors shall, subject to the general control of the Managing Committee, act under the orders of the President.

18. It shall be the duty of the Auditor (or Auditors) to maintain a concurrent audit of Municipal income and expenditure. He shall satisfy himself,

1st, that all expenditure is covered by a provision in the Annual Budget of the Municipality, 2nd, that no expenditure has been incurred except under proper authority, 3rd, that all sums due to, and received by, the Municipality have been brought to account.

(2) He shall examine all abstracts for permanent and temporary establishments and for fixed grants-in-aid, and see that none but sanctioned charges are disbursed.

(3) He shall examine all bills for articles purchased, and see that they are supported by suitable acknowledgments that the articles have been received.

(4) He shall examine all bills for charges on account of original works, petty repairs and other expenditure, and see that proper certificates are furnished in support of them.

(5) He shall examine all receipts for disburse-ments made, and see that each payment is sufficiently vouched. He shall also initial each cash voucher that has been examined by him.

(6) He shall examine all export certificates on which refund of Municipal dues has been made, and satisfy himself that the payments have been made on competent authority, and that the certificates when paid have been properly cancelled.

(7) He shall examine and certify all such re-turns, statements, and accounts as may be referred to him by the Managing Committee, or the President. He shall prepare any account or return that may be called for.

(8) He shall sign abstracts, bills and sign all subsidiary documents connected with them that have undergone examination in the course of his audit.

(9) It shall be his duty generally to adopt all such measures and precautions and so to conduct his audit as to secure the Municipality against loss or harm arising from dishonesty, error or irregularity.

(10) He shall examine, at least once a week, accounts of receipts and disbursements.

(11) He shall complete the audit of the monthly account within the first fortnight of the month ensuing and shall give the Chairman the following certificate:-

"Certified that the accounts from ..... to.....have been audited by me and found correct, with the exception of items..... which have been referred to the President."

(12) If there are no disputed items to be referred to the President, that portion of the certificate which is printed in quotations shall be omitted. The President shall either dispose of the disputed items, or refer them to the Managing Committee or the Municipal Council as may be necessary.

(13) He shall also audit the monthly and annual accounts, and, on completion of his audit, shall give to the Chairman a certificate regarding them in the same form as that given in clause 11.

(14) The Auditor shall have full powers to inspect any register or cash in the Municipal Treasury.

19. The Chairman shall prepare a summary of the daily transactions at the close of each month, and lay it and his books and vouchers before the Auditor of Municipal Accounts.

20. The monthly summary with the Auditor's certificate and a progress report of the works in hand shall be laid before the Managing Committee at the meeting next following the receipt of the said certificate.

21. The Chairman shall compile from the audited monthly summaries, the annual accounts to be submitted to the Municipal Council and shall lay them before the Auditor.

22. The Chairman shall arrange to keep such other accounts and shall furnish such returns and information as may, from time to time, be required by the Managing Committee or the Municipal Council.

23. The Managing Committee shall discuss each year the budget estimate of income and expenditure prepared and placed before it for the official year following by the end of February. The said budget shall show the income and expenditure of the year previous and of nine months ending March last preceding and shall be in such form and details and accompanied by such report or explanation as the Managing Committee may, from time to time, direct.

24. The budget with its accompaniments, if any, shall be considered by the Managing Committee, who may make such alterations in, or additions to it, as they may think fit and circulate among all the Municipal Councillors, whereafter it shall be submitted to the Municipal Council not later than March and shall be considered by them at their general meeting.

25. The Managing Committee shall also submit at the annual budget meeting:-

(1) a detailed statement of all works executed during the year, or in progress for completion, at the end of the year,

(2) a statement of all projects which may have been brought forward during the two preceding years but deferred for want of funds or other causes.

10

26. The Chairman shall at the first meeting of the Managing Committee in every year, submit a list of English and Vernacular records which should, in his opinion, be destroyed.

27. The orders of the Committee shall be carried out by the Chairman, who shall be primarily responsible for the efficient discharge of duties assigned to it.

28. It shall be the duty of the Chairman to keep English records of the Minutes of the Proceedings of the Managing Committee, to conduct all Municipal correspondence, to supervise the accounts and records, to prepare and certify to the correctness of a monthly statement of the Municipal receipts and disbursements for submission to auditors, and to bring to the notice of the Managing Committee repairs, improvements and new works which may be required, and also violations of the Rules and damage to Municipal property.

29. The Managing Committee shall, at the close of each quarter, or whenever it appears necessary to not less than 3 members thereof, inspect the books and cash and compare the balance entered in the deposit book with the balance shown by the books of the Municipality and certify its correctness by the signatures of at least three of the members of the Managing Committee.

30. Every member of the Managing Committee is entitled to peruse or inspect any paper or document or the records of the Municipality, provided that he does not make or take away copies of any Municipal record without the permission of the President.

Encl to Vol III-II Sl 1 12

EXTRACT FROM THE PROCEEDINGS OF THE BANGALORE CITY MUNICIPAL COUNCIL

AT an Adjourned Special MEETING

HELD ON THE 14th July 19 11

Present *Absent*

B.J Kumaraswami Naik Esq.
President.
M. Subba Rao Esq
Vice President.
A K Pani Esq ,
Health Officer

The Executove Engineer,
Bangalore Division
The Amildar, Bangalore
Taluk

Messrs Municipal Councillors Messrs -

D B.Ramachandra Moodr
B K.Garuda Char
B.Ramachandrappa
B.Basappa
D Adeppa
B V Ramaswami Chetty
Mir Md Gows Razvi
H Ramaiya
B Hanumappa
Beli Srinivasa Rao
S Venkatarangiengar
D Venkataramayya

C S Doraswami Iyer
B Usman Khan
G H Krumbiegel
M Subbiah
C Krishnamurti

- - - - - - - - -

Read -

Draft Rules for the appointment and constitution of the Managing Committee as approved by them

Resolution -Rules discussed and passed with alterations

Sd B J KUMARASWAMI NAIK,
President

COPY

for President

G.R.S. 26]

File No. 11

Serial No. 1

Diary No of letter replied to 1261

& 1

No. 9118

dated 11-11-

9.9.512

General and Revenue Secretariat

(Mysore)

, the 19

To

The President,

Bangalore City Muni-

cipal Council.

Date of issue 10.5.12

Signed by Murkur

Sir

With reference

Referring to your

letter No 49 dated the 29th

August 911 submitting

for sanction a set of

draft rules for the appoint-

ment and Constitution

of the Managing Committee

I am directed

to say that, as

over

SUBJECT

As regards the rules, the Govt observe that the large reservation of powers under the Municipal Reg. lation from the Managing Committee which the Rules provide detracts from its usefulness, that, in regard to works, it is enough if power is given to the Managing Committee to order the execution of emergent works costing not more than Rs 200, that the election of the Supernumerary members is unnecessary as there is not likely to be any difficulty or delay in filling up a vacancy after it occurs, the electorate being the Municipal Councillors and that the provisions Rules relating to the appointment of Auditors

List of enclosures,

Copied by
Examined by

GPB—20,000—27-9-10

and

G.R.b 27]

GENERAL AND REVENUE SECRETARIAT

(Continuation Sheet draft form)

and their duties and to certain Executive matters are out of place in these rules which relate to the Constitution and to powers of the Managing Committee. I am to add that the rules have been revised in the light of the above remarks and ~~that~~ a copy thereof is herein enclosed ~~for the information of~~ the opinion of the Municipal Councillors thereon may be obtained and forwarded at an early date.

and to request that the

I have the

Hon

for Secy

7-5 1912

Hon

Secy

GPB—10,000—22-8-11

7/5/12

Rules of the Bangalore City Municipal Council framed under Section 46 (a) & (b)(i) of the Mysore Municipal Regulation, VII of 1906 as amended by Regulation IX of 1911 and Sanctioned by the Government in their Proc No dy

Conduct of business

Appointment and Constitution of the Managing Committee and the delegation of powers and the conduct of business at the meetings of the Committee.

1. A managing Committee composed of nine Councillors, members elected by the shall be nominated by the Municipal Councillors for each official year and all powers of the Municipality connected with

with the ordinary administration other than those noted below may be exercised by the Managing Committee to such an extent as may not be inconsistent with the Municipal Regulation,

(a) Powers under Sections 23, 27, 28, 29, 30, 31, 33(2), 36(1), 37, 39, 40(4), 46, 47, 48, 53(1), 57, 59, 71, 112(3), 141, 150, 153, 164(2) the second part of relating to suits on behalf of the Municipal Council other than suits for amounts recoverable under chapter VIII of the Regulation, 165 ~~(1)(a)(b)~~, ~~167~~ and 182

(b) Power to sanction plans and estimates for works except such as are emergent and involve an expenditure not exceeding Rs 200.

2 Every delegation of the Municipal Councils functions, powers or duties to the Committee, shall be deemed to be made subject to the general control of the Municipal Council

3 If the Vice-President is on the Committee, he shall be the Chairman of such Committee In his absence from any meeting, the members present shall call one of their number to the ~~chair~~ Chair The Chairman shall always have a casting vote

4 (1) If, at a meeting, the quorum is not present, the meeting shall be adjourned to some other day not more than seven days distant and the

the business shall be transacted at the adjourned meeting. Whether

(2) If a quorum be present, then —

(a) every question at a meeting shall be determined by a majority of votes of the members present;

(b) in the case of an equal division of votes, the Chairman shall have a casting vote

5 The rules relating to the Conduct of business at the General Municipal meetings shall mutatis mutandis apply to the Managing Committees' meetings

6 At each election, there shall be further elected as many Supernumerary members to fill

6 Any member of the Managing Committee absent from three successive meetings of the Committee, except on the ground of illness or of his previously notifying to the Managing Committee verbally, or in writing, his inability to attend for a definite period, such period not exceeding three months in any case, shall be considered by the Managing Committee, at their option, to have vacated his seat on the Committee permanently for the year. His place shall be filled by election as prescribed in Rule 1.

7 The Managing Committee shall meet once a week, on a day and hour to be fixed by the said Committee for the transaction of business connected with the affairs

affairs of the Municipality

8 In Special or emergent cases the Chairman may obtain orders of the Managing Committee by Circulation of papers

9. A Resolution once arrived at by the Managing Committee shall not be cancelled or altered at any Subsequent meeting of the Managing Committee within the next three months, unless two-thirds of the members of the Managing Committee are in favour of such cancellation or alteration, and, in that case, the grounds for such cancellation or alteration shall be recorded in the Minutes. If the members in favour of the Cancellation or

alteration, Constitute a majority but not two-thirds of the members of the Managing Committee, the matter shall be referred to the Municipal Council for disposal, and all actions on the previous resolution shall be suspended pending the decision of the Council

10. The Minutes of the Managing Committee for each month shall be laid before the next ordinary General meeting of the Council for information

11 It shall be the duty of the Managing Committee to direct in what order or at what time the works Sanctioned by the Municipality shall be proceeded with They may also themselves order the execution of

of any emergent work which does not involve an expenditure of more than Rs 200, provided the State of the Municipal funds admits of the without interference with the works already sanctioned by the Municipality All expenditure incurred under the provisions of this rule by the Managing Committee shall be reported to the Municipal Council at their next general meeting

12 Except as provided in the above Rule, no works shall be undertaken or commenced by the Managing Committee without the previous sanction of the Municipal Council

13 The Chairman shall prepare an abstract of the business to be transacted at each meeting of the Managing Committee, and shall

shall send a copy to each member at least one day before the meeting. No business other than that entered in the Chairman's abstract shall be disposed of at any meeting, except with the concurrence of at least three members present at such meeting

14 Copies of the minutes of the Managing Committee shall be sent to the members of the Managing Committee at least one day before the next following meeting. The minutes as submitted may, if necessary, be corrected at that meeting so as to make clear the sense of the original resolution

15 The President shall each year prepare a Budget Estimate of Income and Expenditure for

for the Official year following,
for being Placed before the Managing
Committee by the end of February.
The Said Budget shall, then
in addition to the Said Estimate
shew the income and expenditure
of the previous year previous and
of three months ending March
last preceding, and shall be
in such form and details, and
accompanied by such report
or explanation as the Managing
Committee may, from time to
time, direct

The preceding months of the current year with the probable income and expenditure of the remaining months of that year based on the income and expenditure of the corresponding months in the year previous

16 The Said Budget with its
accompaniments, if any, shall
be considered by the Managing
Committee who may make such
alterations in, or additions to,
it as they may think fit, whereu-
pon it shall be submitted to

to the Municipal Council not later than March and shall be considered by them at their general meeting

17 The Managing Committee shall also submit at the Annual budget meeting :—

(a) a detailed Statement of all works executed during the year, or in progress at the end of the year

(b) a Statement of all projects which may have been brought forward during the two preceding years but deferred for want of funds or other causes

18 It shall be the duty of the Chairman to keep English records of the Minutes of Proceedings of the Managing Committee

19 The Managing Committee shall at the close of each quarter, or whenever it appears necessary to not less than 3 members thereof inspect the books and cash and compare the balance entered in the deposit book with the balance shewn by the books of the Municipality and certify its correctness by the signatures of at least three of the members of the Managing Committee.

20 Every member of the Managing Committee is entitled to peruse or inspect any paper or document or the records of the Municipality, provided that he does not make or take away copies of any Municipal record without the

the permission of the President

21. The President may, at his discretion, take the initiative in bringing to the notice of the Managing Committee ~~or the~~ abuses, reforms, alterations and improvements, which he may deem deserving of consideration ~~He may also call~~ to the Managing Committee, as occasion may require, any instructions on executive orders, matters which are not contrary to the orders or in derogation of the authority of the Municipal Council or the Managing Committee or inconsistent with the spirit and purposes of the District Municipal Regulation 21. It shall be the duty of the Managing Committee to carry out such instructions.

22 Any member of the Managing Committee may bring to the notice of the Managing Committee any delay or irregularity in the disposal of work connected with the Municipality, and the Managing Committee shall then take such action as they may consider necessary in each case

23 It shall be at the discretion of the President to watch over the action of the Committee and bring to ~~his~~ notice and if necessary, to the notice of the Municipal Council, any instances in which they seem to have erred, neglected or delayed their functions, and also to suspend, pending a reference to the Municipal Council, the operation of any order passed by the

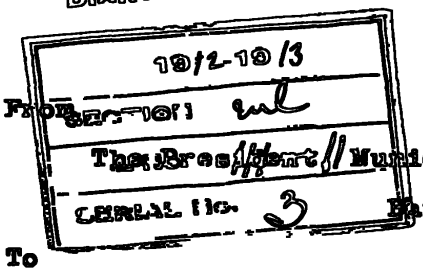
the Committee which appears to him to be open to objection in law or in policy, and when issuing such an order, he shall call a special general meeting of the Council to consider the matter within five days

President Municipal Council of the Bangalore City

4/4/12

31

No. 7 Office of the Municipal Council,
Encl. One 325 City, Bangalore, 11th July 1912.
DIARY No. ...



From The President, Municipal Council,
Bangalore City.

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General and Revenue Departments,
Bangalore.

Sir,

As called for in your letter No. 9118/Ml.111-11-2 dated the 29th May last, I have the honour to submit herewith a copy of the Resolution of the Municipal Council dated the 29th Ultimo, deciding to adopt the Rules for the conduct of business of the Managing Committee, as modified by Government.

I have the honour to be
Sir,
Your most obedient servant,

President.

Br

1912-13

From

The PRESIDENT, MUNICIPAL COUNCIL, BANGALORE CITY

To

The Secretary to the Govt of Mysore, Genl & Rev Depts, Bangalore

Dated 16 July 1912

Despatched 12

Received

General No. 7

No

Enclosure No. One

Submitting a copy of the Council's Resolution deciding to adopt the Rules for the conduct of business of the Managing Committee, as modified by Governm

Enclosure III-11/13

Extract from the Proceedings of the Bangalore City Municipal Council at an Ordinary Meeting held on the 29th June 1912.

x x x x

Present.

B.J.Kumaraswami Naik Esq., B.A.
President.
T.Subba Rao Esq
Vice President.
A.K.Pani Esq., D.P.H.,
Health Officer.

Absent.

The Executive Engineer
Bangalore Division.

The Amildar,
Bangalore Taluk.

Municipal Councillors.

Messrs:

Rev. D.A.Rees
C.S.Doraswami Iyer
D.B.Ramachandra Moodr
C.V.Narasimmiengar
B.K.Garuda Char
B.Ramachandrappa
B.Basappa
D.Adeppa
B.V.Ramaswami Chetty
Mir. Md. Gows Razvi
B.Usman Khan
N.Subbiah
B.Hanumappa
C.Krishnamurti
Beli Srinivasa Rao
G.Venkataranga Iyengar
D.Venkataramayya.

Messrs.

G.H.Krumbiegel

N.Ramaiya.

- - - - - - - - - - -

General and Revenue Secretary's letter No. 9154—Mi. 111-11-2 dated the 29th May 1912, calling for the opinion of the Council on the rules for the conduct of business of the Managing Committee as modified by Government.

Resolution -May be adopted as modified by Government.

Sd.B.J.Kumaraswami Naik,

President.

COPY

For President.

JRS 28]

File No

Serial No 4

Diary No of letter replied to 325

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT

, the 191

Date of issue 12 8 12

Signed by Mr SPR

READ— Letter no. 49 dated the 29th August 1911 from the President of the Bangalore city municl. council, submitting for sanction a set of draft rules for the appointment & constitution of the

over

SUBJECT

managing Committee,
the delegation of powers
& the Conduct of business
at the meetings of the
Committee as approved
by the Mt Council at
the meeting held on the
14th July 1911.

2) Correspondence
ending with letter no
7 dated the 11th July
1912 from the same
Officer submitting a
Copy of the resolution
of the Mt Council
desiring to adopt
the rules as modified
by Govt

Order thereon, No. 1349-ML/11-11— 9-12-12

The rules framed
by the Mt Council of
the Bangalore city for

G.R.S 27]

GENERAL AND REVENUE SECRETARIAT

(Continuation sheet draft form)

the Constitution of the managing Committee are approved as modified by Govt. A Copy of the approved rules as amended is appended.

2) The Attention of the President of the Mysore Council is invited to sec 49 of the Mysore Regulations and he is requested to take steps for printing [illegible] when available for sale & for [illegible] 100 Copies of the Rules when printed to be sent to this office for reference.

[illegible] the managing [illegible]

[illegible]

[illegible]

[

Rules of the Bangalore City Municipal Council framed under Section 48 [a) & (b) (i) of the Mysore Municipal Regulation , VII of 1906 as amended by Regulation IX of 1911 and sanctioned by the Government in their Proceedings No. 1349 | Mul III-11-4 Dated 12 8 12

- - - - - - -

Appointment and Constitution of the Managing Committee and the delegation of Powers and the conduct of business at the meetings of the Committee.

1. A managing Committee composed of nine members shall be nominated by election by the Municipal Councillors for each official year and all powers of the Municipality connected with the ordinary administration other than those noted below may be exercised by the Managing Committee to such an extent as may not be inconsistent with the Municipal Regulation.

(a)

(a) Powers under sections 23,27,28,29,30,31, 32; 33(2) , 36(1), 37,39,40(4) 46, 47, 48, 53(1), 57, 69, 71, 119(3), 141, 150, 153, the second part of 154 relating to suits on be half of the Municipal Council other than suits for amounts recoverable under chapter VIII of the Regulation , 165 and 183.

(b) Power to sanction plans and estimates for works except such as are overgount and involve an expenditure not exceeding Rs. 500.

2. Every delegation of the Municipal Council's functions , powers or duties to the Committee shall be deemed to be made subject to the general control of the Municipal Council.

3. If the Vice President is on the Committee he shall be the Chairman of such Committee. In his absence from any meeting , the members present shall call one of their number to the Chair. The Chairman shall always have a casting vote.

6. (1) If, at a meeting, the quorum is not present, the meeting shall be adjourned to some other day not more than seven days distant and the business shall be transacted at the adjourned meeting.

(2) If a quorum be present, then.-

(a) every question at a meeting shall be determined by a majority of votes of the members present;

(b) in the case of an equal division of votes, the Chairman shall have a casting vote.

5. The rules relating to the conduct of business at the general municipal meetings shall mutatis mutandis apply to the Managing Committee meetings.

6. Any member of the Managing Committee absent from three successive meetings of the Committee, except on the grounds of ill-health or of his previously notifying to the Managing Committee verbally, or in writing, his inability to attend for a definite period, such period not exceeding three months in any case, shall be considered by the Managing Committee, at there option, to have vacated his seat on the Committee permanently for the year. His place

shall be filled by the Municipal Council as pr-
-cribed in Rule 1.

7. The Managing Committee shall meet
once a week, on a day and hour to be fixed by
the said Committee for the transaction of busi-
ness connected with the affairs of the Munici-
pality.

8. In special or emergent cases the Chair
-man may obtain orders of the Managing Committee
by circulation of papers.

9. A Resolution once arrived at by the
Managing Committee shall not be cancelled or
altered at any subsequent meeting of the Mana-
ging Committee within the next three months,
unless two-thirds of the members of the Mana-
ging Committee are in favour of such cancella-
tion or alteration, and, in that case, the gro
grounds for such cancellation or alteration sh
shall be recorded in the minutes. If the members
in favour of the cancellation or alteration, c
constitute a majority but not two-thirds of the
members of the Managing Committee, the matter
shall be referred to the Municipal Council for
disposal, and all actions on the previous resolu-
tion shall be suspended pending the decision of

of the Council.

10. The minutes of the Managing Committee for each month shall be laid before the next ordinary general meeting of the Council for information.

11. It shall be the duty of the Managing Committee to direct in what order or at what time the works sanctioned by the Municipality shall be proceed with. They may also themselves order the execution of any emergent work which does not involve an expenditure of more than Rs.200, provided the state of the Municipal Funds admits of it without interference with the works already sanctioned by the Municipality. All expenditure incurred under the provisions of this ~~XXXXX~~ rule by the Managing Committee shall be reported to the Municipal Council at their next general meeting.

12. Except as provided in the above Rule, no works shall be undertaken or commenced by the Managing Committee without the previous sanction of the Municipal Council.

13. The Chairman shall prepare an
of the business to be transacted at
meeting of the Managing Committee, a
shall send a copy to each member at 1
one day before the meeting. No business
other than that entered in the Chairman's
abstract shall be disposed of at any meet-
ing, except with the concurrence of at least
three members present at such meeting.
14. Copies of the minutes of the Managing
Committee shall be sent to the members of
the Managing Committee at least one day be-
fore the next following meeting. The minutes
as submitted, may, if necessary, be cor-
rected at this meeting so as to make clear
the sense of the original resolution.
15. The President shall each year prepare a
Budget Estimate of Income and Expenditure
for the official year following, for being
placed before the Managing Committee by the
end of February. The said Budget shall, in
addition to the said estimate, shew the in-
come and expenditure of the year previous,
and of the preceding months of the current

year

13. The Chairman shall prepare an abstract of the business to be transacted at each meeting of the Managing Committee, and shall send a copy to each member at least one day before the meeting. No business other than that entered in the Chairman's abstract shall be disposed of at any meeting, except with the concurrence of at least three members present at such meeting.

14. Copies of the minutes of the Managing Committee shall be sent to the members of the Managing Committee at least one day before the next following meeting. The minutes as submitted, may, if necessary, be corrected at this meeting so as to make clear the sense of the original resolution.

15. The President shall each year prepare a Budget Estimate of Income and Expenditure for the official year following, for being placed before the Managing Committee by the end of February. The said Budget shall, in addition to the said estimate, shew the income and expenditure of the year previous, and of the preceding months of the current

year

year with the probable income and expenditure of the remaining months of that year based on the income and expenditure of the corresponding months in the year previous and shall be in/ such form and details and accompanied by such report or explanation as the Managing Committee may from time to time direct.

16. The said Budget with its assumptions , if any, shall be considered by the Managing committee who may make such alterations in or additions to it as they may think fit , whereafter it shall be submitted to the Municipal Council not later than March and shall be considered by them at their general meeting.

17. The Managing committee shall also submit at the annual Budget meeting.

(a) a detailed statement of all works executed during the year, or in progress at the end of the year.

(b) a statement of all projects which may have been brought forward during the two preceding years but deferred for want o

of funds or other assets.

18. It shall be the duty of the Chairman to keep English records of the Minutes of Proceedings of the Managing Committee.

19. The Managing Committee shall at the close of each quarter , or whenever it appears necessary to not less than 3 members thereof inspect the books and cash and compare the balances entered in the deposit book with the balance shown by the books of the Municipality and certify its correctness by the signatures of at least three of the members of the Managing Committee.

20. Every member of the Managing Committee is entitled to peruse or inspect any paper or document of the records of the Municipality , provided that he does not make or take away copies of any Municipal record without the permission the President.

21. The President, may at his discretion take the initiative in bringing to the notice of the Managing committee abuses, reforms

alterations

alterations and improvements, which he may deem deserving of x consideration.

22 Any member of the Managing Committee may bring to the notice of the Managing Committee any delay or irregularity in the disposal of work connected with the Municipality, and the Managing Committee shall then take such action as they may consider necessary in each case.

23. It shall be at the discretion of the President to watch over the actions of the Committee and bring to its notice and if necessary, to the notice of the Municipal Council, any instances in which they seem to have erred, neglected or delayed their functions and also to suspend, pending a reference to the Municipal Council, the operation of any order passed by the Committee which appears to him to be open to objection in law or in policy and when issuing such an order, he shall call a special general meeting of the Council to consider the matter within five days.

E.V President, Muni. Coun

Front-Note to Rule 1(a) of the Rules relating to the appointment etc of the Rate Managing Committee for the Bangalore City Municipal council.

Section.	Subject matter
23	Power to elect President to give leave to President and Vice-President.
27.	Power to limit the powers of Managing Committee
28	Power to appoint School Committees
29	Power to appoint other Executive Committees and invest them with necessary powers.
30	Power to appoint Consultative Committees.
31.	Power to appoint persons other than Councillors to serve on Special Committees
33(2)	Power to appoint a Chairman for every Committee of which there is no Ex-Officio Chairman

Assume has a non withdrawn explanation on page 5a Rules 47

36(1). Power to give instructions to Committees and call for reports and returns concerning the matters entrusted to them

37. Power to delegate certain powers, duties and functions to Officers whose expenses may be paid.

39 (a) Power to form Joint Committee of two or more Municipalities or other Local Bodies
(b) Power to enter into an agreement with a Municipal Council regarding the levy of Motor duty.

40(4) Powers to sanction contracts for the purchase or sale of any moveable property, if the expenditure which the purchase would involve, or the value of property to be sold as estimated in the Municipal Account exceeds Rs 500 in the case of a City Municipal Council or Rs 100 in the case of any other Municipal Council.

46.	Power to make, alter or rescind rules
47	Power to suspend, reduce or abolish any existing tax
48	Power to make by laws
53 (1)	Power to deposit or invest Superplus funds
57	Power to Council arrangements or promises purporting to be binding permanently or for a term of years.
59	Power to impose taxes
71	Power to fix a special rate in lieu of water tax or special Sanitary Cess and to Compound tax on Vehicles and Animals
112(3)	Power to transfer the interest of the Municipal Council in pipes, fittings, receptacles, or other appliances for or connected with the drainage of private buildings or lands to the owners of such buildings or lands.
141	Power to establish Slaughter-houses or places for the disposal of carcases of animals beyond Municipal limits.

150 Power to recommend to Govt the closing of places for the disposal of the dead, if they are or likely to become injurious to health

153 Power to apply to Government for the application of this Section to the Municipality with a view to prevent the use of any house within its limits as a brothel

164. Power to sue the person who ~~guilty of any offence against or under this Act~~ or who causes any injury to municipal property or rights.

165. Power (1) to compromise in respect of any suit instituted by or against the Municipal Council or in respect of any claim or demand arising out of any Contract entered into by them under the Regulations and

(2) to make compensation out of the Municipal fund to any person sustaining any damage by reason of the exercise of any of the powers vested in the Municipal Council, their Officers and Servants under the Regulations -

Power to appoint Chief Officer, Health Officer or Engineer.

7-6-1912 182

RULES

OF THE

MANAGING COMMITTEE

OF THE

BANGALORE CITY MUNICIPAL COUNCIL

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BANGALORE CITY MUNICIPALITY

Notice dated the 3rd December 1912

The following Rules of the Managing Committee of the Bangalore City Municipal Council, approved by Government, are hereby published for general information

B S RANOJI RAO,
For *President*

Rules of the Bangalore City Municipal Council, framed under Section 46 (*a*) and (*b*) (i) of the Mysore Municipal Regulation, VII of 1906, as amended by Regulation IX of 1911, and sanctioned by the Government in their Proceedings No 1349—Ml (111-11)-4, dated the 12th August 1912

Appointment and constitution of the Managing Committee and the delegation of powers and the conduct of business at the meetings of the Committee

1 A Managing Committee composed of nine members shall be nominated by election by the Municipal Councillors for each official year and all powers of the Municipality connected with the ordinary administration other than those noted below may be exercised by the Managing Committee to such an extent as may not be inconsistent with the Municipal Regulation

(*a*) Powers under Sections 23, 27, 28, 29, 30, 31, 33 (2), 36 (1), 37, 39, 40 (4), 46, 47, 48, 53 (1), 57, 59, 71, 112 (3), 141, 150, 153, the second part of 164 relating to suits on behalf of the Municipal Council other than suits for amounts recoverable under Chapter VIII of the Regulation, 165 and 182

Section.	*Subject matter*
23	Powers to elect President and to give leave to President and Vice-President.
27	Power to limit the powers of Managing Committee.
28	Power to appoint School Committees
29	Power to appoint other Executive Committees and invest them with necessary powers.
30	Power to appoint Consultative Committees

Section.	*Subject matter*
31	Power to appoint persons other than Councillors to serve on Special Committees
33 (2)	Power to appoint a Chairman for every Committee of which there is no *Ex-officio* Chairman
36 (1)	Power to give instructions to Committees and call for reports and returns concerning the matters entrusted to them
37	Power to delegate certain powers, duties and functions to officers whose expenses may be paid
39	(*a*) Power to form Joint Committees of two or more Municipalities or other local bodies
	(*b*) Power to enter into an agreement with a Municipal Council regarding the levy of octroi duty
40 (4)	Power to sanction contracts for the purchase or sale of any movable property, if the expenditure which the purchase would involve, on the value of property to be sold as estimated in the Municipal accounts, exceeds Rs 500 in the case of a City Municipal Council, or Rs. 100 in the case of any other Municipal Council
46	Power to make, alter or rescind rules.
47	Power to suspend, reduce or abolish any existing tax
48	Power to make bye-laws
53 (1)	Power to deposit or invest surplus funds.
57	Power to cancel arrangements or promises purporting to be binding permanently or for a term of years.
59	Power to impose taxes
71	Power to fix a special rate in lieu of water tax or special sanitary cess and to compound tax on vehicles and animals
112 (3)	Power to transfer the interest of the Municipal Council in pipes, fittings, receptacles or other appliances for or connected with the drainage of private buildings or lands, to the owner of such buildings or lands.
141	Power to establish slaughter-houses or places for the disposal of carcasses of animals beyond Municipal limits.
150	Power to recommend to Government the closing of places for the disposal of the dead, if they are or likely to become injurious to health
153	Power to apply to Government for the application of this section to the Municipality, with a view to prevent the use of any house within its limits as a brothel.
164	Power to sue the person who causes any injury to Municipal property or rights
165	Power (1) to compromise in respect of any suit instituted by or against, the Municipal Council or, in respect of any claim or demand arising out of any contract entered into by them under the Regulation, and (2) to make compensation out of the Municipal Fund to any person sustaining any damage by reason of the exercise of any of the powers vested in the Municipal Council, their officers and servants under the Regulation
182	Power to appoint Chief Officer, Health Officer, or Engineer

(*b*) Power to sanction plans and estimates for works ~~except such as are emergent and involve an expenditure not~~ exceeding Rs 200

2 Every delegation of the Municipal Council's functions, powers or duties to the Committee, shall be deemed to be made subject to the general control of the Municipal Council

3 If the Vice-President is on the Committee, he shall be the Chairman of such Committee In his absence from any meeting, the members present shall call one of their number to the Chair The Chairman shall always have a casting vote

4 (1) If, at a meeting, the quorum is not present, the meeting shall be adjourned to some other day not more than seven days distant and the business shall be transacted at the adjourned meeting

(2) If a quorum be present, then —

(*a*) every question at a meeting shall be determined by a majority of votes of the members present,

(*b*) in the case of an equal division of votes, the Chairman shall have a casting vote

5 The rules relating to the conduct of business at the General Municipal Meetings shall *mutatis mutandis* apply to the Managing Committee meetings

6 Any member of the Managing Committee absent from three successive meetings of the Committee, except on the grounds of ill-health or of his previously notifying to the Managing Committee verbally, or in writing, his inability to attend for a definite period, such period not exceeding three months in any case, shall be considered by the Managing Committee, at their option, to have vacated his seat on the Committee permanently for the year His place shall be filled by the Municipal Council as prescribed in Rule 1

7 The Managing Committee shall meet once a week, on a day and hour to be fixed by the said Committee for the transaction of business connected with the affairs of the Municipality

8 In special or emergent cases, the Chairman may obtain orders of the Managing Committee by circulation of papers

9 A resolution once arrived at by the Managing Committee shall not be cancelled or altered at any

subsequent meeting of the Managing Committee within the next three months, unless two-thirds of the members of the Managing Committee are in favor of such cancellation or alteration, and, in that case, the grounds for such cancellation or alteration shall be recorded in the minutes If the members in favour of the cancellation or alteration, constitute a majority but not two-thirds of the members of the Managing Committee, the matter shall be referred to the Municipal Council for disposal, and all actions on the previous resolution shall be suspended pending the decision of the Council

10 The minutes of the Managing Committee for each month shall be laid before the next ordinary general meeting of the Council for information

11 It shall be duty of the Managing Committee to direct in what order or at what time the works sanctioned by the Municipality shall be proceeded with They may also themselves order the execution of any emergent work which does not involve an expenditure of more than Rs 200, provided the state of the Municipal Funds admits of it without interference with the works, already sanctioned by the Municipality All expenditure incurred under the provisions of this rule by the Managing Committee shall be reported to the Municipal Council at their next general meeting

12 Except as provided in the above Rule, no works shall be undertaken or commenced by the Managing Committee without the previous sanction of the Municipal Council

13 The Chairman shall prepare an abstract of the business to be transacted at each meeting of the Managing Committee, and shall send a copy to each member at least one day before the meeting No business other than that entered in the Chairman's abstract shall be disposed of at any meeting, except with the concurrence of at least three members present at such meeting

14 Copies of the minutes of the Managing Committee shall be sent to the members of the Managing Committee at least one day before the next following meeting The minutes as submitted, may, if necessary, be corrected at this meeting so as to make clear the sense of the original resolution.

15 The President shall each year prepare a Budget Estimate of Income and Expenditure for the official year

following, for being placed before the Managing Committee by the end of February The said Budget shall, in addition to the said estimate, show the income and expenditure of the year previous, and of the preceding months of the current year with the probable income and expenditure of the remaining months of that year based on the income and expenditure of the corresponding months in the year previous, and shall be in such form and details and accompanied by such report or explanation as the Managing Committee may from time to time direct

16 The said budget with its accompaniments, if any, shall be considered by the Managing Committee who may make such alterations in, or additions to it, as they may think fit, whereafter it shall be submitted to the Municipal Council not later than March and shall be considered by them at their general meeting

17 The Managing Committee shall also submit at the annual budget meeting

(*a*) a detailed statement of all works executed during the year, or, in progress at the end of the year

(*b*) a statement of all projects which may have been brought forward during the two preceding years but deferred for want of funds or other causes

18 It shall be the duty of the Chairman to keep English records of the Minutes of Proceedings of the Managing Committee

19 The Managing Committee shall, at the close of each quarter or whenever it appears necessary to not less than three members thereof, inspect the books and cash and compare the balance entered in the deposit book with the balance shown by the books of the Municipality, and certify its correctness by the signatures of at least three of the members of the Managing Committee

20 Every member of the Managing Committee is entitled to peruse or inspect any paper or document or the records of the Municipality, provided that he does not mutilate or take away copies of any Municipal record without the permission of the President

21 The President, may, at his discretion, take the initiative in bringing to the notice of the Managing Committee abuses, reforms, alterations and improvements, which he may deem deserving of consideration

22. Any member of the Managing Committee may bring to the notice of the Managing Committee any delay or irregularity in the disposal of work connected with the Municipality, and the Managing Committee shall then take such action as they may consider necessary in each case.

23. It shall be, at the discretion of the President, to watch over the action of the Committee and bring to its notice and if necessary, to the notice of the Municipal Council, any instances in which they seem to have erred, neglected or delayed their functions and also to suspend pending a reference to the Municipal Council the operation of any order passed by the Committee which appears to him to be open to objection in law or in policy, and when issuing such an order, he shall call a Special General Meeting of the Council to consider the matter within five days.